

THE HONORABLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JAVIER TAPIA,

Plaintiff,

v.

NAPHCARE, INC., an Alabama Corporation;
PIERCE COUNTY, a political subdivision of
the State of Washington; PAUL PASTOR, in
his personal capacity; ROB MASKO, in his
Personal Capacity; KAREN DANIELS, in her
Personal Capacity; JIM MCLANE, in his
Personal Capacity; SUSANNE MOORE, in her
Personal Capacity; MARSHA BURGESS, in
her Personal Capacity; AMBER H. SIMPLER,
in her Personal Capacity; JEFFREY
ALVAREZ, in his Personal Capacity;
BRADFORD T. MCLANE, in his Personal
Capacity; CORNELIUS HENDERSON, in his
Personal Capacity; ELLIOT WADE, in his
Personal Capacity; CAMERON CARRILLO,

No. 2:22-cv-1141

**STIPULATED MOTION AND
[PROPOSED] ORDER
EXTENDING TIME FOR
DEFENDANTS TO MOVE, PLEAD,
OR OTHERWISE RESPOND TO
PLAINTIFF'S COMPLAINT BY 30
DAYS**

Caption Continued on Next Page

STIPULATED MOTION AND [PROPOSED] ORDER
TO EXTEND TIME – 1

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Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 in his Personal Capacity; ELIZABETH
2 WARREN, in her Personal Capacity; DEBRA
3 RICCI in her Personal Capacity; RICK
4 OELTJEN, in his Personal Capacity; DUANE
5 PRATHER, in his Personal Capacity;
6 DARREN NEALIS, in his Personal Capacity;
7 JESUS PEREZ, in his Personal Capacity;
8 MIGUEL BALDERRAMA, in his Personal
9 Capacity; JOHN and JANE DOES 1-10, in
10 their Personal Capacities,

11
12 Defendants.

13 Pursuant to Local Civil Rules 7(j) and 10(g), Plaintiff Javier Tapia (“Plaintiff”) and all
14 named Defendants in this action (“Defendants”) hereby submit this stipulated motion to extend
15 Defendants’ time to move, plead, or otherwise respond to Plaintiff’s Complaint by 30 days to
16 September 21, 2022.

17 WHEREAS, Defendants Naphcare, Inc. (“NaphCare”), Jim McLane, Susanne Moore,
18 Marsha Burgess, Jeffrey Alvarez, Bradford T. McLane, Cornelius Henderson, Gina Savage,
19 Elliot Wade, Amber Simpler, Cameron Carrillo, Elizabeth Warren, and Debra Ricci
20 (collectively, the “NaphCare Defendants”) removed this case from King County Superior Court
21 on August 15, 2022, and, pursuant to Fed. R. Civ P. 81(c)(2)(C), Defendants’ current deadline to
22 move, plead, or otherwise respond to the Complaint is August 22, 2022.

23 WHEREAS, good cause exists to extend Defendants’ deadline to answer or otherwise
24 respond to Plaintiff’s Complaint, by 30 days because the NaphCare Defendants recently retained
25 new counsel in this matter, who is still familiarizing itself with the details of this case, and
26 because the following twenty-one individuals were only recently named as defendants in this
matter: Jim McLane, Susanne Moore, Marsha Burgess, Jeffrey Alvarez, Bradford T. McLane,
Cornelius Henderson, Gina Savage, Elliot Wade, Amber Simpler, Cameron Carrillo, Elizabeth

1 Warren, Debra Ricci, Paul Pastor, Rob Masko, Karen Daniels, Larry White, Rick Oeljten, Duane
2 Prather, Darren Nealis, Jesus Perez, and Miguel Balderrama.

3 WHEREAS, this stipulated motion is filed in good faith and not for the purposes of
4 delay, and will not alter any other dates or schedules previously set by this Court.

5 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among
6 Defendants and Plaintiff, subject to the Court's approval, that the deadline for Defendants to
7 move, plead, or otherwise respond to Plaintiff's Complaint is extended by 30 days to September
8 21, 2022.

9 DATED: August 15, 2022

10 s/ David A. Perez, WSBA No. 43959

11 s/ Ian Rogers, WSBA No. 46584

12 s/ Dane Westermeyer, WSBA No. 49934

13 s/ Stephanie Olson, WSBA No. 50100

14 **Perkins Coie LLP**

15 1201 Third Avenue, Suite 4900

16 Seattle, WA 98101-3099

17 Telephone: 206.359.8000

18 Facsimile: 206.359.9000

19 E-mail: Dperez@perkinscoie.com

20 E-mail: Irogers@perkinscoie.com

21 Email: Dwestermeyer@perkinscoie.com

22 Email: SOlsonr@perkinscoie.com

23 *Attorneys for Defendants NaphCare, Inc., Jim*
24 *McLane, Susanne Moore, Marsha Burgess,*
25 *Jeffrey Alvarez, Bradford T. McLane,*
26 *Cornelius Henderson, Gina Savage, Elliot*
Wade, Amber Simpler Cameron Carrillo,
Elizabeth Warren, and Debra Ricci

21 s/ Kristal M. Cowger, WSBA No. 43079

22 **Pierce County Prosecuting Attorney/Civil**
23 **Division**

24 955 Tacoma Avenue South, Suite 301

25 Tacoma, Washington 98402-2160

26 Telephone: 253.798.7792

Facsimile: 253.798.6713

E-mail: kristal.cowger@piercecountywa.gov

1 s/ Ryan Dreveskracht, WSBA No. 42593

2 s/ Corinne Sebren, WSBA No.

3 **Galanda Broadman, PLLC**

4 8606 35th Avenue NE, Ste. L1

5 P. O. Box 15146

6 Seattle, WA 98115

7 Telephone: 206.909.3842

8 Facsimile: 206.299.7690

9 E-mail: ryan@galandabroadman.com

10 E-mail: corinne@galandabroadman.com

11 *Attorneys for Plaintiff*

[PROPOSED] ORDER

IT IS SO ORDERED

Dated this day of _____, 2022

THE HONORABLE _____
UNITED STATES DISTRICT JUDGE

Presented by:

s/ David A. Perez, WSBA No. 43959
s/ Ian Rogers, WSBA No. 46584
s/ Dane Westermeyer, WSBA No. 49934
s/ Stephanie Olson, WSBA No. 50100

Perkins Coie LLP

1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Telephone: 206.359.8000
Facsimile: 206.359.9000
E-mail: Dperez@perkinscoie.com
E-mail: Irogers@perkinscoie.com
Email: Dwestermeyer@perkinscoie.com
Email: SOlsonr@perkinscoie.com

*Attorneys for Defendants NaphCare, Inc.,
Jim McLane, Susanne Moore, Marsha
Burgess, Jeffrey Alvarez, Bradford T.
McLane, Cornelius Henderson, Gina
Savage, Elliot Wade, Amber Simpler
Cameron Carrillo, Elizabeth Warren, and
Debra Ricci*

s/ Kristal M. Cowger, WSBA No. 43079
Pierce County Prosecuting Attorney/Civil Division
955 Tacoma Avenue South, Suite 301
Tacoma, Washington 98402-2160
Telephone: 253.798.7792
Facsimile: 253.798.6713
E-mail: kristal.cowger@piercecountywa.gov

*Attorneys for Defendants Pierce County,
Paul Pastor, Rob Masko, Karen Daniels,
Larry White, Rick Oeltjen, Duane Prather,
Darren Nealis, Jesus Perez, and Miguel
Balderrama*

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8606 35th Avenue NE, Ste. L1

3 P. O. Box 15146

Seattle, WA 98115

4 Telephone: 206.909.3842

Facsimile: 206.299.7690

5 E-mail: ryan@galandabroadman.com

E-mail: corinne@galandabroadman.com

6
7 *Attorneys for Plaintiff*

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